

UNDT/2012/146, Roig

UNAT Held or UNDT Pronouncements

In this case, the Applicant is a permanent staff member who contested the selection decision of a candidate other than her, as well as her non-selection, for the Post. The application before the Tribunal was filed on 8 April 2012 which is within 90 days following her receipt of the MEU's 23 March 2012 decision. However, seeing that the initial request for management evaluation was time-barred it has no legal effect and the application before the Tribunal is therefore not receivable.

Decision Contested or Judgment/Order Appealed

The selection of a staff member other than the Applicant on the grounds that the successful candidate did not meet the post eligibility requirements in connection with the P-4 level vacancy announcement 09-421575-RNew York ("the Post"), Migration Section, Population Division, Department of Economic and Social Affairs ("DESA").

Legal Principle(s)

The time limit within which a management evaluation has to be requested starts to run upon receiving the written notification of the contested decision.; The Tribunal does not have jurisdiction to waive the deadline for the filing of requests for management evaluation with the MEU.

Outcome

Dismissed as not receivable

Full judgment

[Full judgment](#)

Applicants/Appellants

Roig

Entity

UN Secretariat

Case Number(s)

UNDT/NY/2011/028

Tribunal

UNDT

Registry

New York

Date of Judgement

4 Oct 2012

Duty Judge

Judge Greceanu

Language of Judgment

English

Issuance Type

Judgment

Categories/Subcategories

Jurisdiction / receivability (UNDT or first instance)

Applicable Law

Administrative Instructions

- ST/AI/2010/3

Staff Rules

- Rule 11.2(c)
- Rule 11.4(a)